THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION NO : 22314 of 2005

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Dated:14.10.2005

Between:

Dr.B.V.Syamala Rathan School of Nursing,
B.V.R.Complex, R.P.G.T.Road, Hindupur,
Reptd by its Correspondent, Dr.K.Sreevani,
W/o Dr.B.V.Prasad.

..... PETITIONER

AND

The Government of A.P.,reptd bny its
Principal Secretary, Health, Medical
and Family Welfare Department,
Secretariat, Hyderabad and three
others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.22314 of 2005

ORDER:

The petitioner is a School of Nursing. It has been allotted some candidates for the academic year 2005-2006. Vast number of seats are said to be vacant on account of non-availability of female candidates. It submitted a representation, dated 25.08.2005, to the respondents seeking permission to admit male candidates against the existing vacancies in the General Nursing and Midwifery Courses for the current academic year. Reliance was placed upon G.O.Ms.No.82, Health, Medical and Family Welfare (K2) Department, dated 18.03.2005, issued by the Government in this regard. The petitioner seeks appropriate directions.

Heard the learned counsel for the petitioner and the learned Government Pleader for Medical and Health.

The Government itself entertained a doubt as to whether it is permissible to admit male candidates in the General Nursing and Midwifery Courses and sought for clarification from the Secretary, Indian Nursing Council, New Delhi. Through a letter, dated 11.02.2005, the Indian Nursing Council, New Delhi, clarified that there is no prohibition to admit male candidates into the said Courses. Accepting the clarification issued by the Indian Nursing Council, New Delhi, the Government issued G.O.Ms.No.82, dated 18.03.2005, directing the sub-ordinate authorities to implement the same.

In view of the orders passed in G.O.Ms.No.82, dated 18.03.2005, there is no prohibition for admitting the male candidates into the General Nursing and Midwifery Courses. At the most, a further stipulation may be made to the effect that no female candidate shall be denied admission, and the male candidates can be admitted only when the female candidates are not available. Though the G.O. was issued, the sub-ordinate authorities do not appear to have implemented the same in the Course of admission and allotment of candidates for the current academic year. The

representation of the petitioner cannot be kept pending indefinitely having regard to the fact that the duration of the Courses itself is very short.

For the foregoing reasons, the writ petition is disposed of, directing the second respondent to pass appropriate orders on the representation, dated 25.08.2005, submitted by the petitioner within a period of two weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

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14.10.2005

vs

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.22314 of 2005

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vs